UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

CIVIL ACTION NO. 05-10082 EFH 11: 27

THE PART COURT

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YVONNE L. TINES JONES,

Plaintiff,

v.

NORMAN Y. MINETA, Secretary, U.S. DEPARTMENT OF TRANSPORTATION,

Defendant.

REQUEST FOR DEFAULT (RULE 55(a))

I, Anthony W. Neal, Esq., attorney for the above-named plaintiff, Yvonne L. Tines Jones, state that: the Verified Complaint in this action was filed on January 12, 2005; the summons and a copy of the Verified Complaint were served on defendant Norman Y. Mineta, Secretary, U.S. Department of Transportation on February 3, 2005, as appears from the U.S. Marshall's return; notice of the Court's Order denying the defendant's motion to dismiss pursuant to Rule 12 (b) (6) of the Federal Rules of Civil Procedure was electronically mailed to the defendant on May 20, 2005, and that the defendant herein has failed to serve a responsive pleading within ten (10) days of said notice as provided by Rule 12(a) (4) (A) of the Federal Rules of Civil Procedure.

Therefore, I request that default be entered against defendant Norman Y. Mineta, Secretary U.S. Department of Transportation, in this action.

SIGNED under the penalties of perjury.

Abthony W. Neal, Esq.

BBO # 549193

(617) 424-6161

LAW OFFICES OF ANTHONY W. NEAL 434 Massachusetts Avenue, Suite 401 Boston, Massachusetts 02118

June 9, 2005

Certificate of Service

I, Anthony W. Neal, hereby certify that a true copy of the above document was served upon counsel of record for the defendant by first class mail this $9^{\rm th}$ day of June 2005.

nthon/ W. Neal, Esq.

U.S. Department 1065 Justice 82-EFH Document See Instructions for Service of Process by the U.S. Marshall on the reverse of this form.

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United States District Court

District of Massachusetts

Notice of Electronic Filing

The following transaction was received from Holahan, Sandra entered on 5/20/2005 at 1:16 PM EDT and filed on 5/20/2005

Case Name: Tines Jones v. Mineta et al

Case Number: 1:05-cv-10082

Filer:

Document Number:

Docket Text:

Judge Edward F. Harrington: Electronic ORDER entered denying [5] Motion to Dismiss counts I and III.
MOTION TO DISMISS IS DENIED. COURT SHALL ENTERTAIN A MOTION FOR SUMMARY JUDGMENT
AT THE CLOSE OF DISCOVERY. cc/cl (Holahan, Sandra)

The following document(s) are associated with this transaction:

1:05-cv-10082 Notice will be electronically mailed to:

Eugenia M. Carris eugenia.carris@usdoj.gov, janice.zaniboni@usdoj.gov

1:05-cv-10082 Notice will not be electronically mailed to:

Anthony W. Neal Attorney at Law 434 Mass. Ave. Suite 401 Boston, MA 02118